

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division

ELIZABETH SINES, SETH WISPELWEY,
MARISSA BLAIR, TYLER MAGILL, APRIL
MUNIZ, HANNAH PEARCE, MARCUS
MARTIN, JOHN DOE, JANE DOE 1, JANE
DOE 2, AND JANE DOE 3,

Plaintiffs,

v.

Civil Action No.: 3:17CV00072

JASON KESSLER, RICHARD SPENCER,
CHRISTOPHER CANTWELL, JAMES ALEX
FIELDS, JR., VANGUARD AMERICA,
ANDREW ANGLIN, MOONBASE
HOLDINGS, LLC, ROBERT "AZZMADOR"
RAY, NATHAN DAMIGO, ELLIOTT
KLINE a/k/a ELI MOSELEY, IDENTITY
EVROPA, MATTHEW HEIMBACH, MATTHEW
PARROTT a/k/a DAVID MATTHEW PARROTT,
TRADITIONALIST WORKER PARTY,
MICHAEL HILL, MICHAEL TUBBS, LEAGUE
OF THE SOUTH, JEFF SCHOEP, NATIONAL
SOCIALIST MOVEMENT, NATIONALIST
FRONT, AUGUSTUS SOL INVICTUS,
FRATERNAL ORDER OF THE ALT-KNIGHTS,
MICHAEL "ENOC" PEINOVICH, LOYAL
WHITE KNIGHTS OF THE KU KLUX KLAN,
and EAST COAST KNIGHTS OF THE KU KLUX
KLAN a/k/a EAST COAST KNIGHTS OF THE
TRUE INVISIBLE EMPIRE,

Defendants.

NOTICE OF MISSTATEMENT

COMES NOW Defendant JAMES ALEX FIELDS, JR., by counsel, to advise the Court that
he has not agreed that Plaintiffs' Motion to Strike his Opposition to Motion To Proceed Under

Pseudonyms as represented by Plaintiffs' counsel and objects to same being ruled on without a hearing at which time he asks this Court to rule on Plaintiffs' Motion to Proceed Under Pseudonyms subject to his opposition.

At 9:51 a.m. on Monday, February 12, 2018, Plaintiffs' counsel emailed undersigned and other counsel in this case asking "whether you consent to the Court ruling on Doe Plaintiff's Motion" and providing a copy of the Motion to Strike Fields Opposition. Plaintiffs' counsel attempted to impose a deadline on this response seven hours and nine minutes later without any authority to do so. Without receiving a response in any form from Fields or his counsel, Plaintiff filed the erroneous notice advising the Court that Fields agreed to a decision on this motion without a hearing. Fields does not. Fields requests this Court hold a hearing to rule on Plaintiffs' Motion to Proceed Under Pseudonyms and should the Court deem it necessary, to Rule on Plaintiffs' Motion to Strike Fields' Opposition at that time.

Respectfully submitted,

JAMES ALEX FIELDS, JR.
By Counsel

/s/ David L. Campbell
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Counsel for Defendant James A. Fields, Jr.

CERTIFICATE OF SERVICE

I hereby certify that on 13TH day of February, 2018, I filed the foregoing with the Clerk of Court through the CM/ECF system, which will send a notice of electronic filing to the following:

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And I hereby certify that I will mail the document by U.S. mail to the following non-filing users:

Richard Spencer
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Loyal White Knights of the Ku Klux Klan
c/o Chris and Amanda Baker
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/s/ David L. Campbell
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